

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S. – Agri. Dept. – Sri Ch. Prabhakara Rao, the then Asst. Director of Agriculture (R), Ongole, present ADA (SC) Podili, Prakasam Dist. – Initiated disciplinary action under Rule 20 of A.P.C.S. (CC&A) Rules, 1991 - Punishment imposed by Commissioner & Director of Agriculture, Hyderabad - Appeal filed – Appeal partly allowed – Orders – Issued.

AGRICULTURE AND COOPERATION (Vig.I) DEPARTMENT

G.O.Rt.No. 711

Dated :22-06-2009.

Read the following:-

1. Procds. of the C&DA., Hyd., No.Vig.II(1)384/2003, dated 28-10-2006,
2. From Sri Ch. Prabhakara Rao, the then ADA(R), Ongole, present ADA(SC) Podili, Prakasam Dist, appeal petition dt. 24-11-2006.
3. From the C&DA, Hyd. Lr. Rc.No.Vig.II(1)384/2003, dated 24-5-2007.
4. From the Repn. of Sri Ch.Prabhakara Rao, ADA, (SC) Podili, Prakasam district dated 19-2-2007.
5. From the C&DA, Hyd Lr.No.Vig.II(1)440/2005, dated 19-12-2008.

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ORDER:

In a disciplinary case the Commissioner and Director of Agriculture, Hyderabad had initiated a disciplinary action against Sri Ch. Prabhakara Rao, the then Asst. Director of Agriculture (R), Ongole, present Asst. Director of Agriculture (SC) Podili, Prakasam District under Rule 20 of A.P.C.S. (CC&A) Rules, 1991 and framed 4 article of charges against him, as he has failed to discharge his legitimate duties as a supervising officer and also in the capacity of Registering authority under FCO 1985 and tried to misguide the superior officers even in the implementation of FCO and also failed to follow the official decorum as stipulated in District Officers Manual and other manuals. The Charged Officer submitted his written statement of defence denying the charges. Hence an Inquiry Officer was appointed. The Inquiry Officer has conducted inquiry and submitted his report proving the charges. A copy of the Inquiry report was communicated to the Charged Officer and he submitted his representation. After examining the representation of the Charged Officer the Commissioner & Director of Agriculture, Hyderabad was imposed the penalty of "Stoppage of two annual grade increments with cumulative effect against Sri Ch. Prabhakara Rao, the then Asst. Director of Agriculture (R), Ongole, present Asst. Director of Agriculture (SC) Podili, Prakasam District for the charges held proved in a disciplinary case vide reference 1st read above.

2. Aggrieved by the above orders, Sri Ch. Prabhakara Rao, the then Asst. Director of Agriculture (R), Ongole, has filed an appeal petition before the Government and has stated that the Agriculture Officer Zarugumalli has not asked for clarification on any aspect of renewal of license of the dealer and that she has allowed the time barred application and submitted to him for renewal, and without filling-up even the primary details in the application. And that it is the responsibility of the Agricultural Officer concerned to take court custody orders for the seized records and has failed to perform has her legitimate duty. And that after receiving the renewal application he has directed the dealer not to conduct any business without license, and that he has issued necessary instructions to the Agriculture Officer to take court custody orders for take over the registers maintained by the dealer. Therefore he has requested the Government to absolve him from the charges, and to set aside the penalty imposed by the Commissioner & Director of Agriculture, Hyderabad.

3. Government have carefully examined the appeal petition of Sri Ch. Prabhakara Rao, the then Asst. Director of Agriculture (R), Ongole, present Asst. Director of

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Agriculture (SC) Podili, Prakasam District with reference to the original records and remarks of the Commissioner & Director of Agriculture, Hyderabad, and observed that in the case, the Agriculture Officer has not taken proper and timely action in renewal of the license application filed by the dealer, and have failed to take court custody orders immediately. However, irrespective of the fact that the dealer had not conducted any business in his premises, timely supervision of the transactions of the dealer could have facilitated to direct the dealer to submit the application for renewal of his license, within the prescribed time period. The appellant is the licensing authority, and he is responsible for issue of licenses and to set the things right expeditiously. Therefore, he cannot be absolved from supervisory lapses. Government have therefore, decided to reduce the penalty of two annual grade increments without cumulative effect imposed by the C&DA, Hyderabad to that of "censure".

4. Government hereby reduce the penalty of two annual grade increments without cumulative effect imposed by the Commissioner & Director of Agriculture, Hyderabad to that of "censure" against Sri Ch. Prabhakara Rao, the then Asst. Director of Agriculture (R), Ongole, present Asst. Director of Agriculture (SC) Podili, Prakasam District. Accordingly, the appeal petition filed by the appellant is disposed.

5. The Commissioner & Director of Agriculture, Hyderabad shall take necessary action accordingly. The original file bearing No. Vig.II(1)384/2003 containing (1 to 473) pages is returned herewith and requested to acknowledge the receipt of the same.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**RACHEL CHATTERJEE
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri Ch. Prabhakara Rao, the then ADA(R), Ongole,
presently ADA (SC) Podili, Prakasam District
th'gh the C&DA, Hyderabad.

The Commissioner & Director of Agriculture,
A.P. Hyderabad (w.e.).

SC/Sf.

// FORWARDED BY ORDER //

SECTION OFFICER